

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
FREDDY COLON RODRIGUEZ,

Plaintiff,

-against-

NEW YORK CITY DEPARTMENT OF CORRECTION,
NEW YORK CITY BOARD OF CORRECTION AND
THE CITY OF NEW YORK,

Defendants.

**DECLARATION OF ANNA
NGUYEN IN SUPPORT OF
DEFENDANTS' MOTION TO
DISMISS THE COMPLAINT
PURSUANT TO FED. R. CIV.
12(B)(6).**

07 CV 8126 (GBD)

----- X

ANNA NGUYEN, an attorney duly admitted to practice in the State of New York,
declares under penalty of perjury and pursuant to 28 U.S.C. § 1746, that the following statements
are true:

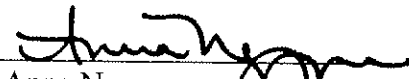
1. I am an Assistant Corporation Counsel in the office of Michael A. Cardozo,
Corporation Counsel of the City of New York, attorney for defendants New York
City Department of Correction, New York City Board of Correction, and the City
of New York. As such, I am familiar with the facts and circumstances of this
action. I make this declaration in support of Defendants' Motion to Dismiss the
Complaint Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure for
failure to state a claim upon which relief may be granted.
2. In support of their motion, defendants submit the exhibit described below.

3. Annexed as Exhibit "A" is a copy of the complaint in the instant action.

Dated: New York, New York
November 21, 2007

Michael A. Cardozo
Corporation Counsel of the
City of New York
Attorney for Defendants New York City
Department of Correction, New York City Board of
Correction, and the City of New York
100 Church Street
New York, New York 10007
(212) 788-0971

By:



Anna Nguyen
Assistant Corporation Counsel
Special Federal Litigation Division

To: BY MAIL
Freddy Colon Rodriguez
Plaintiff Pro Se
918 Dumont St., Apt. 1-F
Brooklyn, NY 11207